

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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In re PAYMENT CARD INTERCHANGE	:	MDL No. 1720(MKB)(JAM)
FEE AND MERCHANT DISCOUNT	:	
ANTITRUST LITIGATION	:	Civil No. 05-5075(MKB)(JAM)
	:	
_____	:	RULE 23(b)(3) CLASS COUNSEL AND
This Document Relates To:	:	CARDSETTLEMENT.ORG’S JOINT
	:	STATUS REPORT
ALL ACTIONS.	:	
	:	
_____	X	

Rule 23(b)(3) Class Counsel (“Class Counsel”) and cardsettlement.org write jointly in response to the Court’s January 14, 2025 text-entry Order. On January 13, 2025, Class Counsel filed a notice of motion and memorandum of law seeking sanctions as to third-parties cardsettlement.org and Merchant Stronghold. Over the weekend, and on Tuesday, January 14, 2025, Class Counsel and cardsettlement.org’s counsel and principals held lengthy meetings, and cardsettlement.org produced documents, and updated its interrogatory responses.

Class Counsel provided cardsettlement.org with a list of items that it would need cardsettlement.org to agree to in order to recommend that further action is not necessary and that the sanctions motion be mooted. Cardsettlement.org has agreed to all of the steps that Class Counsel has proposed. Therefore, the parties jointly request the sanctions motion as to cardsettlement.org be mooted. Class Counsel will continue to monitor cardsettlement.org and will immediately report to the Court should cardsettlement.org fail to honor the agreement.

The agreement is as follows:

1. Letters will be sent to clients that require affirmative consent in order for cardsettlement.org to service those clients.

2. Cardsettlement.org will pay Epiq’s reasonable costs incurred due to issues with cardsettlement.org dating from early November 2024 to present.

3. Cardsettlement.org will add a disclaimer to its website to make clear that it is not the official Court-approved website. Cardsettlement.org will add the following disclaimer:

Please be aware, this is not the Court-approved website. Cardsettlement.org is a private business providing claims-filing services. The official Court-approved website is: paymentcardsettlement.com.

4. Class Counsel will be allowed to review responses received to the letters sent to clients.

5. Cardsettlement.org must remind all those in its referral network that they are to cease marketing.

6. Cardsettlement.org will immediately report to Class Counsel any issues it learns of regarding referral partners.

7. Cardsettlement.org agrees that no new claims be submitted to Epiq beyond the 17,000+ that are in process.

With these agreements, Class Counsel is satisfied that the motion for sanctions as to cardsettlement.org is no longer necessary. The motion as to Merchant Stronghold remains pending.

DATED: January 15, 2025

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DATED: January 15, 2025

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s/ James J. DeCristofaro with permission

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